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April 25, 2006

**VIA E-FILING**

The Honorable Joseph J. Farnan, Jr.  
United States District Judge  
U.S. District Court for the  
District of Delaware  
844 King Street  
Lock Box 27  
Wilmington, DE 19801

Re: Seinfeld v. Barrett et al., C.A.. No 05-298 (JJF)

Dear Judge Farnan:

Although we have tried in good faith, regrettably the parties have not been able to submit a Joint Stipulated Proposed Scheduling Order, although fortunately there is only one rather simple difference in the proposed forms of Order and only one discrete issue for this Court to decide in order to finalize the Scheduling Order. The only issue is on the number of depositions that can be taken. Plaintiffs believe strongly that approximately eighty depositions are needed based on the persons already identified in pleadings filed by Intel and the other Defendants in this action thus far. Specifically, there are forty-six persons identified as being members of a proxy team who worked on the proxy that is the focus of this litigation, in addition to the directors and the executive officers identified in the proxy statement. Also, several experts have already submitted what amounts to expert reports and of course of we need to depose them as well. We also expect to depose an expert on executive compensation and an accountant as well as persons identified on Intel's website.

I would prefer to ask the Court for approval to take these depositions now, if they are needed, as opposed to waiting until discovery is underway before requesting approval from the Court to do so at this time.

Respectfully submitted,

**/s/ Francis G.X. Pileggi, Esquire**

Francis G.X. Pileggi (#2624)

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Enclosure

cc: Steven C. Norman, Esquire (via e-filing)  
A. Arnold Gershon, Esquire (via e-filing)